

Serrano	Spratt	Upton
Sessions	Stabenow	Velazquez
Shadegg	Stark	Vitter
Shaw	Stearns	Walden
Shays	Stenholm	Walsh
Sherman	Stump	Wamp
Sherwood	Sununu	Watkins
Shimkus	Talent	Watt (NC)
Shows	Tanner	Watts (OK)
Shuster	Tauscher	Weiner
Simpson	Tauzin	Weldon (FL)
Sisisky	Taylor (NC)	Weldon (PA)
Skeen	Terry	Wexler
Skelton	Thomas	Weygand
Slaughter	Thornberry	Whitfield
Smith (MI)	Thune	Wilson
Smith (NJ)	Thurman	Wise
Smith (TX)	Tiahrt	Wolf
Smith (WA)	Tierney	Woolsey
Snyder	Toomey	Wu
Souder	Traffant	Wynn
Spence	Turner	Young (FL)

NAYS—68

Aderholt	Gutierrez	Payne
Baird	Gutknecht	Peterson (MN)
Becerra	Hastings (FL)	Pickett
Bilbray	Hefley	Pombo
Blagojevich	Hill (MT)	Ramstad
Borski	Hilleary	Riley
Brady (PA)	Hilliard	Sabo
Capuano	Hinchev	Schaffer
Clay	Holt	Schakowsky
Clyburn	Hooley	Strickland
Costello	Jones (OH)	Stupak
Crane	Klink	Sweeney
Crowley	Kucinich	Taylor (MS)
DeFazio	LaFalce	Thompson (CA)
DeLauro	Levin	Thompson (MS)
Dickey	LoBiondo	Towns
Dingell	McDermott	Udall (CO)
Doggett	McNulty	Udall (NM)
Etheridge	Moore	Vento
Filner	Moran (KS)	Visclosky
Ford	Oberstar	Waters
Frost	Pallone	Weller
Gibbons	Pastor	

ANSWERED "PRESENT"—1

Tancredo

NOT VOTING—24

Abercrombie	English	Meeks (NY)
Boucher	Gephardt	Norwood
Brown (OH)	Hansen	Rogan
Chenoweth-Hage	Hutchinson	Salmon
Conyers	LaTourette	Scarborough
Cox	Markey	Waxman
Delahunt	McCrery	Wicker
Dixon	McKinney	Young (AK)

So the Journal was approved.

¶109.5 PROVIDING FOR THE
CONSIDERATION OF H.R. 2990

Mr. GOSS, by direction of the Committee on Rules, called up the following resolution (H. Res. 323):

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 2990) to amend the Internal Revenue Code of 1986 to allow individuals greater access to health insurance through a health care tax deduction, a long-term care deduction, and other health-related tax incentives, to amend the Employee Retirement Income Security Act of 1974 to provide access to and choice in health care through association health plans, to amend the Public Health Service Act to create new pooling opportunities for small employers to obtain greater access to health coverage through HealthMarts, and for other purposes. The bill shall be considered as read for amendment. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) two hours of debate equally divided among and controlled by the chairmen and ranking minority members of the Committee on Commerce, the Committee on Education and the Workforce, and the Committee on Ways and Means; and (2) one motion to recommit.

SEC. 2. At any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2723) to amend title I of the Employee Retirement Income Security Act of 1974, title XXVII of the Public Health Service Act, and the Internal Revenue Code of 1986 to protect consumers in managed care plans and other health coverage. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed three hours equally divided among and controlled by the chairmen and ranking minority members of the Committee on Commerce, the Committee on Education and the Workforce, and the Committee on Ways and Means. After general debate the bill shall be considered for amendment under the five-minute rule. The amendments printed in part A of the report of the Committee on Rules accompanying this resolution shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as read. No further amendment to the bill shall be in order except those printed in part B of the report of the Committee on Rules. Each amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment. All points of order against the amendments printed in part B of the report are waived except that the adoption of an amendment in the nature of a substitute shall constitute the conclusion of consideration of the bill for amendment. The Chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill, as amended, and any further amendment thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 3. (a) In the engrossment of H.R. 2990, the Clerk shall—

- (1) await the disposition of H.R. 2723;
- (2) add the text of H.R. 2723, as passed by the House, as new matter at the end of H.R. 2990;
- (3) conform the title of H.R. 2990 to reflect the addition of the text of H.R. 2723 to the engrossment;
- (4) assign appropriate designations to provisions within the engrossment; and
- (5) conform provisions for short titles within the engrossment.

(b) Upon the addition of the text of H.R. 2723 to the engrossment of H.R. 2990, H.R. 2723 shall be laid on the table.

When said resolution was considered.
After debate,

On motion of Mr. GOSS, the previous question was ordered on the resolution to its adoption or rejection.

¶109.6 MOTION TO ADJOURN

Mr. FROST moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. LATHAM, announced that the nays had it.

Mr. FROST objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas 3
Nays 423

¶109.7 [Roll No. 482]
YEAS—3

Dingell	Kennedy	Obey
---------	---------	------

NAYS—423

Abercrombie	Collins	Goode
Ackerman	Combust	Goodlatte
Aderholt	Condit	Goodling
Allen	Conyers	Gordon
Andrews	Cook	Goss
Archer	Cooksey	Graham
Armey	Costello	Granger
Bachus	Cox	Green (TX)
Baird	Coyne	Green (WI)
Baker	Cramer	Greenwood
Baldacci	Crane	Gutierrez
Baldwin	Crowley	Gutknecht
Ballenger	Cubin	Hall (OH)
Barcia	Cummings	Hall (TX)
Barr	Cunningham	Hansen
Barrett (NE)	Danner	Hastings (FL)
Barrett (WI)	Davis (FL)	Hastings (WA)
Bartlett	Davis (IL)	Hayes
Barton	Davis (VA)	Hayworth
Bass	Deal	Hefley
Bateman	DeFazio	Herger
Becerra	DeGette	Hill (IN)
Bentsen	DeLauro	Hill (MT)
Bereuter	DeLay	Hilleary
Berkley	DeMint	Hilliard
Berman	Deutsch	Hinchev
Berry	Diaz-Balart	Hinojosa
Biggert	Dickey	Hobson
Bilbray	Dicks	Hoeffel
Bilirakis	Dixon	Hoekstra
Bishop	Doggett	Holden
Blagojevich	Dooley	Holt
Bliley	Doolittle	Hooley
Blumenauer	Doyle	Horn
Blunt	Dreier	Hostettler
Boehlert	Duncan	Houghton
Boehner	Dunn	Hoyer
Bonilla	Edwards	Hulshof
Bonior	Ehlers	Hutchinson
Bono	Ehrlich	Hyde
Borski	Emerson	Inslee
Boswell	Engel	Isakson
Boucher	English	Jackson (IL)
Boyd	Eshoo	Jackson-Lee
Brady (PA)	Etheridge	(TX)
Brady (TX)	Evans	Jefferson
Brown (FL)	Everett	Jenkins
Bryant	Ewing	John
Burr	Farr	Johnson (CT)
Burton	Fattah	Johnson, E. B.
Buyer	Filner	Johnson, Sam
Callahan	Fletcher	Jones (NC)
Calvert	Foley	Jones (OH)
Camp	Forbes	Kanjorski
Campbell	Ford	Kaptur
Canady	Fossella	Kasich
Cannon	Fowler	Kelly
Capps	Frank (MA)	Kildee
Capuano	Franks (NJ)	Kilpatrick
Cardin	Frelinghuysen	Kind (WI)
Carson	Frost	King (NY)
Castle	Gallely	Kingston
Chabot	Ganske	Kleczka
Chambliss	Gejdenson	Klink
Chenoweth-Hage	Gekas	Knollenberg
Clay	Gephardt	Kolbe
Clayton	Gibbons	Kucinich
Clement	Gilchrest	Kuykendall
Clyburn	Gillmor	LaFalce
Coble	Gilman	LaHood
Coburn	Gonzalez	Lampson